Hon. V.S. Sirpurkar, C.J.

Heard Mr. S.K. Jain, Advocate, learned counsel for the petitioner and Mr. S.Dhulia, Senior Advocate learned counsel for the respondents appeared.

Mr. S.K. Jain, learned counsel for the applicant, points out that there is an arbitration clause vide clause no. 3(2)(c) of the agreement. Notice is also served on the government. I am satisfied that there exists a dispute, for which notice for appointment of Arbitrator has already been sent to the other side. However, inspite of service, the other side has not named any Arbitrator. In that view, as per my power under section 11(5) of the Arbitration and Conciliation Act, 1996, Sri P.C. Agarwal, Retd. District Judge r/o 143 HIG Flat, Indira Puram, General Mahadev Singh Road, Dehradun is appointed as sole Arbitrator in the matter. The arbitrator shall complete the arbitration proceedings within a period of six months.

The matter is disposed of accordingly.

(VSS, C.J.)
04.12.2004

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